

Fire Safety Code

Board of Appeal & Review

Minutes of 4-26-05 meeting

The Fire Safety Code Board of Appeal & Review met in the conference room located adjacent to 55 Cedar Street, Providence, RI on Tuesday, April 26, 2005. The meeting was called to order at 1:00 pm by Chairman George Farrell.

Commissioners present were Farrell, Preiss, Newbrook, Burlingame, Coutu, O'Connell and Filippi. Also present were Executive Director Thomas B. Coffey, Esq. and Assistant Administrative Officer Carol Marsella.

The following appeals were heard:

Appeal #030317: Mr. Leo Perrotta for the property located at 2204 Mineral Spring Avenue, North Providence. Deputy State Fire Marshal Vincent Quintero appeared for the State Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Newbrook, to reinstate variances previously granted by the Board in Decision number 030317 on September 29, 2003. These variances were granted on the basis of structural hardship. The motion was unanimous.

Appeal #030238: Mr. Rick Dumont for the property located at 271 Cowden Street, Central Falls. ADSFM John Garvey appeared for the Central Falls Fire Marshal's office. Vice Chairman Coutu recused himself from consideration of this case. Commissioner Newbrook made a motion, seconded by Commissioner O'Connell, to grant the following relief. The Applicant shall either create a separate means of egress for the apartments on the second and third floors, or install sprinklers in the common means of egress from the apartments and the bar within 120 days. There will be no cooking in the bar and no grease laden vapors shall be generated. If the Marshal discovers that there is cooking in the bar, the Applicant will be required to install an NFPA 96 compliant suppression system. A variance was granted to allow the second and third floor apartments to use windows and fire escapes as second exits. The Applicant will install fire extinguishers where deemed necessary by the AHJ within 15 days. The Applicant had installed a local fire alarm, and a variance was granted to allow this system to remain. All other deficiencies not yet corrected shall be corrected within 120 days from the date of this decision. The motion was unanimous.

Appeal #030338: Ms. Maria Lamas for the property located at 548 Lonsdale Avenue in Central Falls. ADSFM John Garvey appeared for the Central Falls Fire Marshal's office. Vice Chairman Coutu recused himself from consideration of this case. Commissioner Preiss made a motion, seconded by Commissioner Newbrook, to require the Applicant to install a municipally connected fire alarm in this facility

within 120 days from the date of initiation of the new system in Central Falls. The motion was unanimous.

Appeal #050110: Mr. Po Chiu for the property located at 834 Park Avenue in Cranston. Lt. Timothy Hawthorne appeared for the Cranston Fire Marshal's office. Vice Chairman Coutu made a motion, seconded by Commissioner Filippi, to grant the variance from section 37.3.5.1. The motion was unanimous.

Appeal #050142: Mr. James Weiss for the property located at 234 Bowen Street, Providence. Lt. Richard Silva and Inspector Rick Fornier appeared for the Providence Fire Marshal's office. The Applicant's request for a variance from the provisions of RIUFC 13.8.9.5.4.2.1 was denied. Commissioner Burlingame made a motion, seconded by Commissioner Preiss, that the Applicant shall install a local fire alarm system in this facility within 120 days. All other deficiencies listed in the Fire Marshal's report shall be corrected, if not already corrected, at the direction and to the satisfaction of the Providence Fire Marshal's office. The motion was unanimous.

Appeal #040479: Ms. Colleen Scanlon for the property located at 2510 Mendon Road in Cumberland. Lt. Claude Laflamme appeared for the Cumberland Fire Marshal's office. Commissioner Burlingame recused himself from consideration of this case. Vice Chairman Coutu made a motion, seconded by Commissioner Newbrook, to grant the Applicant the requested relief and 120 days in which to

complete any work still required by the AHJ. The motion was unanimous.

Appeal #050198: ZaeV and Naomi Nirnberg for the property located at 228 Main Street in Pawtucket. Marshal Jeffrey Johnson appeared for the Pawtucket Fire Marshal's office. Commissioner Newbrook made a motion seconded by Commissioner O'Connell to give approval to the Pawtucket Fire Marshal to issue temporary certificates of occupancy for sections of this facility as he sees fit. A fire fighter detail will be posted for the event scheduled for April 29, 2005 and the Marshal may require that other fire fighter details be posted at other times. The motion passed over the opposition vote of Commissioner Burlingame. This file is to remain open.

Appeal #s 040205, 040206, 040207, 040208, 050121, 050122, 050123, 050124, 050125, 050126, 050127, 050128, 050129, 050130, 050131, 050132, 050133: Mr. Joel Zisseron for the Cranston School system. Lt. Glen Bathgate appeared for the Cranston Fire Marshal's office. It was decided by the Board that the fire code issues pertaining to the above mentioned Cranston Schools will be heard in subcommittee at a later date. The Applicant was advised to prepare a comprehensive plan of action for the remedy of all cited deficiencies in the Cranston Schools and to report his findings to the subcommittee at that hearing.

A request for clarification was made by Captain Waterman of the

Smithfield Fire Department. On a motion by Commissioner Preiss, seconded by Commissioner Burlingame, it was decided that, pertaining to “townhouses”, shared egress does not qualify as independent egress. That motion was unanimous.

Respectfully submitted,

Carol Marsella